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**UNITED STATES DISTRICT COURT**  
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**DISTRICT OF NEVADA**  
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7 STEVEN ABOULAFIA,  
8

2:12-CV-389 JCM (PAL)

9 Plaintiff,

10 v.

11 MORTGAGE ELECTRONIC  
12 REGISTRATION SYSTEMS, INC., et  
13 al.,

14 Defendants.

15  
16 **ORDER**

17 Presently before the court is the matter of *Aboulafia v. Mortgage Electronic Registration*  
18 *Systems, Inc., et. al.*, 2:12-cv-389-JCM-PAL.

19 Federal Rule of Civil Procedure 4(m) provides: “If a defendant is not served within 120 days  
20 after the complaint is filed, the court – on motion or on its own after notice to the plaintiff – must  
21 dismiss the action without prejudice.”

22 Plaintiff filed the instant case in state court on December 1, 2011. (Doc. #1, Ex. A). The  
23 case was removed to this court on March 9, 2012. (Doc. #1). Pursuant to Federal Rule of Civil  
24 Procedure 4(m), on June 6, 2012, the clerk of the court provided notice to plaintiff that the action  
25 would be dismissed as to defendant Nevada Legal News, Inc. if plaintiff did not file proof of service  
26 of process by July 6, 2012. (Doc. #8).

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1 To date, the court has not received proof of service of process as to defendant Nevada Legal  
2 News, Inc., as required under Rule 4(m).

3 || Accordingly,

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the above-captioned case  
5 be, and the same hereby is, DISMISSED without prejudice as to defendant Nevada Legal News, Inc.

6 || DATED July 16, 2012.

**UNITED STATES DISTRICT JUDGE**